shall, at all times, while in the actual discharge of their duties, be spection reports may by direction of the Commission be published other passengers.

to elevate or lower any of its tracks running over, along or across any of the streets, avenues or alleys of the city, whenever in the sion shall deem best. opinion of the Commission the public safety or convenience re-

Section 9. The grant of every franchise or privilege shall be after granted by the city. subject to the right of the city, whether in terms reserved or not, force ordinances to require proper and adequate extensions of the examination by proper city officials or any citizen of the city. such franchise or grant; such license or permit to be subject to service of such grant, and to protect the public from danger or inconvenience in the operation of any work or business authorized newed by the city for a period longer than twenty-five (25) years manager or Commission, and shall be subject to such restrictions, by the grant of the franchise, and the right to make and enforce from the date of granting such franchise, and the Commission shall limitations, burdens and regulations as the Commission may imall such regulations as shall be reasonably necessary to secure ade- provide in each and all such franchises and grants suitable com- pose. The license or permittee of such license or permit, upon quate, sufficient and proper service, extensions and accommodations pensation to the city, to be figured and based on the gross earn- receiving notice from the manager of the revocation of such license for the people and insure their comfort and convenience,

no franchise shall be renewed before three (3) years prior to its and for the best interest of the city.

sent of the city, and no dealing with the lessee or his assigns on property and plant of the grantee in whole or in part. the part of the city to require the performance of any act or paydeemed to operate as such consent.

grant, or rights, or powers, previously granted to any corporation, mission, when a petition subscribed by ten (10) per centum of the person or association of persons, shall be made except in the man- qualified tax paying electors requesting that the manager shall ashowever, that the provisions of this Chapter shall not apply to the shall forthwith carefully investigate said property and report to proval of the same by the governor of the State of Arizona. granting by ordinance of revocable licenses or privileges for side the Commission: track or switch privileges, to railway companies for the purpose of reaching and affording railway connection and switch privileges to the owners or users of any industrial plant, warehouse, or mer- cessary to operate the same. whenever in its judgment the same is expedient, necessary or ad- such profit or advantage consists. visable, and application for such a privilege is accompanied by the assent in writing of the owners of the major part of the front- carnings, and if so, within what time. age of the lots or tracts of land of the blocks fronting on each side of any street, or parts of a street, over or on which it is de- have acquired. sired to lay or construct such side tracks or switches.

ing on the same or a similar kind of business; providing, however, once in the official newspaper of the city, or printed and distributfor suitable compensation to the owner of such property, or for cd in pamphlet form, as the Commission may direct. the free use thereof as the Commission shall deem proper,

them by the city, and shall at least once in each year demand and ter XV of this Charter, and requesting that there be submitted to and paraphernalia now belonging to the common council of the receive reports from all such corporations, covering the condition a vote of the qualified electors the proposition whether or not the City of Phoenix, are hereby transferred to and delivered to the of the business, the gross earnings, the net earnings and the ex- city shall acquire said property, the Commission shall provide by officers of the City of Phoenix, pursuant to the requirements of the tent to which the franchise of such corporation is being exercised, ordinance for the submission of the proposition to a vote of the Charter adopted by the electors of the City, giving the date of and shall have the right to appoint one (1) or more persons to in- qualified electors. such franchise or privilege.

in the office of the city clerk a franchise record, indexed and of of such valuation, the plant and property so valued, purchased and Charter takes effect and that of all employes of the city at the proper form in which shall be transcribed accurate and correct paid for shall become the property of the city by virtue of the time this Charter shall take effect, shall cease and terminate copies of all franchises and grants by the city to any person, per- grant and payment thereunder; and every such grant shall make when the Commission first elected shall by resolution so declare. sons or corporation, owning or operating any public utility. The in- adequate provision by way of forfeiture of the grant, or otherwise, dex of said record shall give the name of the grantce and there- for the effectual securing of efficient service and for the con- in office, after the election and qualification of said commission after the name of any assignce thereof. Said record shall be a tinued maintenance of the property in good order and repair and until the adoption of such resolution, shall be paid out of the complete history of all franchises granted by the city and shall throughout the entire term of the grant. manager may, from time to time, acquire, and such other matters to and approved by the people as in the manner provided by duly amended or repealed. as the Commission may by ordinance direct. All annual and in- Chapter XVI of this Charter.

franchise or grant, and published in the official newspaper of the proper to protect the interests of the people. city, or printed and distributed in pamphlet form as the Commis-

to make all regulations which shall be necessary to secure, in the ger for keeping account of the various moneys paid in by persons chise or grant and as an aid for rendering better or more conpublic, including among other things the right to pass and en- by the city, and such books of account shall always be open for such service is or might be rendered within the contemplation of

scortain whether any such property, or part thereof, should be moved therefrom, and shall be guilty of a misdemeanor. Section 12. No extension or enlargemest of any franchise, or acquired by the city, or in the absence of such action of the Com-

(1) At what probable cost said property may be acquired. (2) What, if any, probable additional outlays would be ne-

grant such revocable license or privilege to railway companies a profit or advantage in quality or cost of service, stating wherein voted for under the provisions of this Charter, at the first election

Section 13. The Commission shall have the power by proper facts in relation thereto with such particularity as will enable the also approve the bonds of all the officers elected at such election. ordinance to provide, or to incorporate in the franchise or privi- Commission to judge of the correctness of his findings, and imlege granted, or to be granted, suitable provisions for the common mediately after submission, shall be filed with such officers, as herein provided, the officers and employes of use of the tracks, poles, or other property of the corporation carry- the city clerk, recorded in the Public Utility Record, and published "The Common Council of the City of Phoenix, elect J. L. B. Alexander, the city clerk, recorded in the Public Utility Record, and published on the same of the City of Phoenix, elect J. L. B. Alexander, the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the Public Utility Record, and published on the city clerk, recorded in the City of Phoenix.

Section 14. The manager shall have general supervision over a petition be filed with the city clerk subscribed by fifteen (15) passage and recording in the proper book of a resolution to the kinson, as a Board of Freeholders and qualified electors of said all corporations operating under franchises or privileges granted per cent of the qualified electors of the city, as provided in Chap-

spect the books and property of said corporation, for such pur- (b) Every grant reserving to the city the right to acquire the such reports when demanded, or to permit such inspection, shall be on, above or under any of the streets, avenues, alleys or public this Charter by the governor, shall continue to hold office and disground, at the option of the Commission, for the forfeiture of places in the city, or elsewhere, used in connection therewith, shall charge their duties until the election and qualification of the in terms specify the method of arriving at a valuation thereof, mayor and commissioners first elected under this Charter. Section 15. The manager shall provide and cause to be kept and shall further provide that, upon the payment by the city

Section 20. The manager shall have the right and power to issue revocable temporary permits and licenses to any person, as-The provisions of this section shall apply to all persons or sociation or corporation operating under a franchise or grant orporations operating under any franchise now in force or here- from the city, for the purpose of temporarily making use of a part of the streets, avenues, alleys or other public places in the ings, or the value of the property used by such grantee in connec- or permit, shall forthwith remove any property or obstruction on, Section 10. No exclusive franchise shall ever be granted, and tion with such franchise, as to the Commission may seem proper, in or under any street, alley, public place or building described in such notice; and upon failure to remove said property or obstruc-Section 18. Every grant of a franchise or right shall provide tion immediately upon the receipt of such notice, the licensee or Section 11. No franchise granted by the city shall ever be that the city may, upon payment therefor of its fair valuation, to permittee of such license or permit revoked, and all other persons leased, assigned or otherwise allenated without the express con- be made as provided in the grant, purchase and take over the acting for or in behalf of such licensee or permittee, operating upon or using any street, avenue, alley or public place or building The procedure to effect such purchase shall be as follows: for the operation or use of which the license or permit therefor ment of any compensation by the lessee or his assigns shall be When the Commission shall, by resolution, direct the manager to is revoked, shall be considered and treated as trespassers, be re-

CHAPTER XXI Miscellaneous Provisions

Section 1. For the purpose of nominating candidates and ner and subject to all the conditions herein provided in this chap- certain whether any such property, or part thereof, should be ac- electing a mayor and four commissioners, in accordance with this ter for the making of original grants and franchises; provided, quired by the city, shall be filed with the city clerk, the manager Charter, this Charter shall take effect from the time of the ap-Section 2. The mayor and common council of the Ctiy of

Phoenix, who shall be in office at the time of the approval of this Charter by the governor of the State are hereby empowered, authorized and directed to provide the necessary means for securcantile establishment it being the intention to permit the city to (3) Whether, if acquired, it could be operated by the city at ing the nomination of candidates for the several offices to be to be held thereunder, and to provide all necessary means and (4) Whether, if acquired, it could be paid for out of its net paraphernalia and polling places for the holding of such elections, as herein provided, and they shall also act as the canvassing board (5) Such other information touching the same as he shall for the canvass of the votes cast at such election and shall declare the results thereof and secure the recording of the same, Such report shall be made in writing, shall include a statement of as contemplated by the provisions of this Charter; and they shall

Section 3. Immediately upon the election and qualification of other paraphernalia belonging to "The Common Council of the (a) If, within sixty (60) days after the filing of said report, City of Phoenix;" which said act shall be accomplished by the uch adoption.

Section 4. The mayor and members of "The Common Council

The terms of all other officers in office at the time this The compensation of all such officers and employees remaining

resolutions and regulations of "Th with all reports and inspection reports as herein provided and such own account, or by ordinance to sell the same to the highest bidder takes effect, and not inconsistent with the provisions other matters of information and public interest as the mayor or at public auction, but no sale thereof shall be made until submitted. Section 6. The city attorney shall attend all meetings of the

city treasury in the manner provided by the Commission.

Section 19. The enumeration and specification of particular Commission; shall prosecute in behalf of the poeple, all criminal allowed to ride on the cars of such railroad within the boundaries once in the official newspaper of the city, or printed and distributof the city, without paying therefor, and with all the rights of ed in pamphlet form, as the Commission may deem best, and in shall not be construed as impairing the right of the Commission and the ordinances of this city; shall attend to all suits and procase annual reports are not filed and inspections are not made as to insert in such other and further mat- ceedings in which the city may be legally interested; provided provided, the mayor shall, in writing, report to the Commission, ters, conditions, coverants, terms, restrictions, limitations, burdens, that the Commission shall have control of all litigation of the Section 8. The Commission shall by ordinance require, und r the reason therefor, which report shall be transcribed in the re- taxes, assessments, rates, fares, rentals, charges, control, forfeiture, city, and may employ other attorneys to take charge of any litiproper penalties, any railroad company, whether steam or electric, cord of the person, persons or corporation owning or controlling said or any other provide for the payment for such additional legal services and all proper services or work done on behalf of the city in connection with its legal matters.

Section 7. The violation of any provision of this Charter or of any ordinance of the city shall be deemed a misdemeanor, and may be prosecuted by the authorities of the city in the name of Section 16. Suitable books shall also be provided by the mana- city, for the better carrying out of the said fran- the State of Arizona, or may be redressed by civil action, at the option of the Commission. Any person sentenced to Imprisonment most ample manner, the safety, welfare and accommodation of the or corporations in connection with franchises or privileges granted venient service to the people of the city, or such of them to whom for violation of a provision of this Charter, or of an ordinance, may be imprisoned in the city jail, or, if the Commission, by ordinance, shall'so prescribe, in the county jail of the county in which Section 17. No franchise shall be granted, extended or re- revocation or discontinuance at any time in the discretion of the the City of Phoenix is situated; in which case the expense of such imprisonment shall be a charge in favor of said county against the City of Phoenix

Section 8. The City of Phoenix, by and through its Commission, may by ordinance enlarge and add to and incorporate within the present City of Phoenix, such adjacent land and incorporate into the City of Phoenix such additional area and territory as the said Commission shall deem proper and wise. The procedure for making such enlargement, extension and addition, shall be such as is now, or may hereafter be prescribed by statute, or by ordinance passed and adopted by the said Commission.

Section 9. The Commission shall have plenary power to enact and make all proper and necessary ordinances, resolutions and orlers to carry out and give effect to the express, as well as the implied powers granted in this Charter to the end that a complete, parmonious and effective municipal government may be initiated, installed, operated and maintained in the City of Phoenix, and thereby protect and safeguard the rights, interests, safety, morality, health and welfare of the city and its inhabitants.

Section 10. All prosecutions to enforce penalties for the violation of any of the ordinances of "The Common Council of the City of Phoenix" heretofore begun shall be continued and concluded to judgment and execution before the city recorder, or the city magistrate, in like manner and to the same effect as if this Char-

> CHAPTER XXII Amendments

This Charter, or any part or subdivision thereof may be nended, in the manner provided in the Constitution of the State

WHEREAS, the City of Phoenix, in the County of Maricopa, and State of Arizona, did the 6th day of May, 1913, at a special election, under and in accordance with the provisions of Article tin, Jos. Thalheimer, P. A. Tharaldson, Frank P. Trott, H. B. Wil-

BE IT KNOWN, that in pursuance of said provisions of the Constitution, and within a period of ninety (90) days after said election, said Board of Freeholders did prepare and does propose the foregoing as and for the Charter of said City of Phoenix.

IN WITNESS WHEREOF We, the duly elected and qualified members of the Board of Frecholders of the City of Phoenix, State poses and to verify such reports; and any such failure to make plant, as well as the property, if any, of the grantee, situated in, of the City of Phoenix," in office at the time of the approval of of Arizona, have bereunto subscribed our names in duplicate in convention at the Council Chamber in the City Hall of said City this fourth day of August, in the year of our Lord, One Thousand Nine Hundred and Thirteen

JOSEPH L. B. ALEXANDER,

Chairman. FRANK P. TROTT. Secretary. L. W. COGGINS, H. A. DIEHL.

B. A. FOWLER. BEN. T. GILLETT. W. S. HUMBERT, H. B. KERSTING.

JOSEPH H. KIBBEY, P. A. THARALDSON, H. B. WILKINSON.

WOULD BE SOLDIERS

Attack Arizona Eastern Conductor and Are Enmeshed With Law Immediately.

A Mexican named Guir Vunzio, who claims that he was going to made by a burglar. As soon as he Mexico for the purpose of joining became aware that an intruder was Deputy Sheriffs Perry and Fitch Hersherl hastened his going with a their journey another Mexican tried of the man. Hersherl says that the police patrol wagon, to take the prisoner away. This man wore shoes with rubber soles This all took time, and by the time man was arrested and when the of- and by the way he disappeared he that the old wagon reached the scene ficers and their two prisoners got to must be running yet. the court house plaza another Mexican tried to assist his countrymen to make their escape and he was taken

Perry and Fitch were standing near Sparks when the first fracas occurred and they had considerable difficulty in subduing the man as he was a big powerful ranch hand. The officers finally quietened him and started to take him to the county jail. Just as they were cross-Santa Fe depot a friend of Venzio stepped out of the darkness and punched Perry in the face. Perry doubtful if he led the children of immediately left the prisoner in charge of Fitch and had a short hard tussle with his new assailant. This man gave his name as Panello

Then the two officers with their two prisoners started to cross the court house plaza and another Mexi-Valdez tried to assist the prisoners to escape. Help, however, was forthcoming from the sheriff's office and the three men were brought inside

and placed in the jail. The three men will be charged with assault and resisting arrest and will be given a hearing before and has just returned. Z. Z. Johnson, Judge C. W. Johnstone on Monday. Neither of the prisoners were drunk but they seemed imbued with a mania for fighting.

HEART FAILED HIM ON THE STREET

Felipe Fonseca Drops Dead on South Seventh Street

Felipe Fonseca, the eighteen-yearold son of Gabriel Fonseca, dropped dead yesterday merning on South Seventh street, of heart failure. He was riding a bicycle along the street south when he was seen to dismount and for a block or more he pushed the wheel, apparently with effort. At

after an investigation be decided that inasmuch as the death was the esult of natural causes, there was o need of official inquiry. The young man had had a malformation of the chest since his birth.

SHOOTS AT BURGLAR-L. Hersherl, who resides at 20934 South Second avenue, was awakened out of his sleep last night by the noise

JUMPING ON MOSES' REPUTATION AS LEADER

Colored Preacher Says Lawgiver Had Ignorant People to Lead

That Moses had an ignorant race of people to lead, and that it was Israel any more successfully than do number of poor preachers their was the rather remarkable contention pade by Rev. S. L. Lovell, presiding leader of the A. M. E. church, at the session of the colored Forum yesterday afternoon, when the topic, "Moses as a Leader," was under dis-

His was not the only speech of the afternoon however. H. Greene wagon collided with a farm wagon led off with a paper upon that topic, and he was followed by Rev. J. B. Bell, who was formerly stationed here pastor of the C. M. E. church, where the meeting was held, also made a

few remarks.

A number of smaller things of interest were also attended to, among which were taking a collection to aid a distressed female member of the race, and the decision on the part of the body to attend the church midday dinner at the church next Sun-

MANLINESS

Good looks are not at our command; they are a gift of the gods but good, straightforward, manly appearance without self consciousnesswhich is the most disagreeable feature perhaps of all appearance-is within the command of every boy. Lord Roseberry.

Hire a little Salesman at The Rethose who saw him arrived, he was more customers than you can.

TWO FIRE ALARMS ARE TURNED IN TOGETHER

Haystack at Sixth Avenue and Buchanan and False Alarm Turned In By Phone

the federal army, made an assault in the house, Hersherl grabbed his in from the corner of Sixth avenue shot gon and went for the man. The and Buchanan street another alarm man did not stop to gather up his was sent in over the phone calling the vented from doing much damage by plunder, but took to his heels and department to a house in the 600 block on North Third street. The The two officers then started with shot from the gun. The police were engine team was ordered unhitched the man toward the county jail and called and searched all round the and they were harnessed to an old when they got about halfway on house but failed to find any tracks bese wagon kept in the rear of the

past few months have done more to real fires of the present year, and it in the Catholic cemetery. serious the department would have

been put to a great disadvantage. The fire at the corner of Sixth minguez field and frequently accomavenue and Buchanan was a tedious panied the pilots aloft. one and the fire laddies were seriously inconvenienced by the dense smoke tack of typhoid-pneumonia resuting in that arose from a burning hay stack. an affection of the lungs. His condi-After a stubborn fight the flames tion became such about six months ago out about the Salt River valley, and were subdued and the whole pile was that his father brought him to Phoenix

When the firemen were answering the alarm the team swung wide in making the turn into Jefferson stree drawn up outside the Pratt Gilbert store with disastrous results to the farmer's wagon. There is a city or dinance prohibiting wagons and buggies standing at that corner and the police officers received orders yesterday to see that it is strictly enforced in the future.

The horses of the fire department have hardly recovered yet from the long run that they had on Friday morning when they were driven nearly two miles to answer an alarm at the corner of Twenty-secod avenue and Jefferson street.

(Continued from Page One)

features of entertainment will take and act single.

checked the advance of the confed their sightseeing tours as far as Kenesaw Mountain, Atlanta and other places where history was made in

CLAIMED BY DEATH

Robert M. Martinez Passed Away Yesterday Morning.

that have been sent in during the ling & Whitney will take place at the Catholic church on Wednesday moru- Phoenix, cripple the fire teams than all the ing at eight o'clock. Interment will be One is Ruperto Bahamonde R

moreover, taken an interest in avia- culture.

About a year ago he suffered an at- from Mrs. Cowgill, manager of the well wetted to avoid the fire breaking hoping that this climate might benefit him. He was an only son.

Los Angeles papers are requested to

MISS BEATRICE GONZALES TO TAKE UP VAUBEVILLE

Pretty Empress Dancer Decides to Enter Other Branch of Amusement World.

trice Gonzales the petite and graceful ever, the opportunity to see her make her start in the new branch of the the right people to supply it. He amusement world, will also be that of will be taken to the dam while he Phoenix as she will open at the Coli- is here. Mr. Evans is also a gov s_um in her newly devised Waltz Tan- ernment representative, carrying ne go, in which she will be assisted by Sam Summers, tomorrow night. This, search of progressive ostrich farming however, will not be all the only part | methods, o the old battlefields and numerous of the performance as she wil also sing

old soldiers and their friends through prevalent style of dancing, which how- seen the rehearsals of the number.

SEEKING FOR INFORMATION

Knowledge - Reclamation U. A. Renbold, 1915; Mrs. G. Liddle, more customers than you can. and Ostriches

An ostrich expert from South Africa and a reclamation student from nix Rest Home, of tuberculosis. The probably do not know each other funeral under the direction of Easter- personally, they will likely meet and

Notwithstanding his youth the young man, and commissioned by the govman had displayed a great deal of tal- ernment. The other is Oscar Evans need of a duplicate set of fire fight- ent as a mechanic and he attracted the of Melrose, Bedford county, Cape ing apparatus was demonstrated yes- attention of the management of the Colony, South Africa. He carries terday in a most forceful way, for Curtiss aeroplane factory at Los Ange- no titles or other description, but is if either of the fires had been at all les which secured his service. He had said to be a high brown on ostrich

> Both the visitors were pre-introduced at the main office of the Los Angeles branch. The gentlement project of the world.

Senor Bahamonde has already vis ited the Sulphur Valley and Ele phant Butte projects. He passed a nce in the work by studying closely he various projects. That he will particularly interested in the indicated in Mrs. Cowgill's letter which came yesterday to apprise the board of the approach of the two

for information from H. J. McClung company and from Dwight B. Heard of the Bartlett-Heard Land and Catgain all the knowledge possible about local conditions, and has applied to special title, but just traveling in

the very beginning is confidently preup the most of the time of the visit- The Waltz Tango is a fascinating dicted by many of the friends of Miss ers. Guides will be furnished to pilot and alluring adaptation of the now Gonzales and Sam Summers who have the Chickamauga Military park, to ever, is made much more dificult ow- Following the opening here, Miss publican office. A Want Ad will see point out Snodgrass Hill where Gen- ing to the waltz time in which it is Gonzales and her partner will begin the erals Thomas, Steedman and others produced. That it will be a hit from tour of the east taking big time directly

out of Denver. The act is well supplied Glenwood Springs; Miss M. Scher it the best wishes of the many friends A. E. Ruff; J. F. Malor; S. L. the couple have made since their stay Allen, Tonhawa, Okla.; W. Brown,

South American and South Miss N. Raney, Globe; Mrs. Pad- N. A. Teney; H. Reimers, Tucson; dock, Globe; P. J. McKinney, Phoe- A. T. Thurmond, Phoenix, African Experts to Meet hix; Mary Greaser, Hayden; A.

with excellent pictures for front of mann, Neoideshy, Kas; A. W. Boyer, theater advertising, and will carry with Detroit, Mich.; A. B. Crawford, Mesa;

Hodges, Yuma, Ariz.; L. Seymour, Los Angeles: Mr. and Mrs. L. H. COMMERCIAL HOTEL - Dean Harrison, Florence: J. M. Foster. oberson, Cashion; A. O. Koontz, Safford; C. H. Lester, Border Auto South Bend, Ind.; E. P. McCarthy, Route; R. A. Lester, El Paso; A. E. Phoenix; H. D. Cartwright, Globe; Curberston and wife, Casa Grande;

Here, Each in Search for James, Phoenix; Mrs. C. W. Wart- Hire a little Salesman at The Reman, Phoenix; J. L. Walsh, Glendale; publican office. A Want Ad will see

Electrical Corner

Fire Is a Good Servant But a Bad Master

When you COOK WITH GAS you have the fire completely under your control-no heating up the entire house in order to prepare a meal. No dirt, no smoke, no worry—just heat where you want it when you want it—as you want it. Strike a match, turn a valve and gas unlimited and unfailing is at your service. We have a complete stock of modern, up-to-date GAS RANGES. Call and inspect them, and place your order TODAY.

Pacific Gas and Electric Company

230 West Washington Street

Licensed Contractors in Phoenix

GEO. W. McCLARTY

Electrical Contractor, Electrical Supplies

208-210 W. Wash, St.

Phone 407

ELECTRIC FANS

We Do Wiring Hot-Point Irons NEW STATE ELECTRIC SUPPLY AND FIXTURE CO.

228 West Washington Street